



January 19, 2007

SENATE BILL No. 3

DIGEST OF SB 3 (Updated January 16, 2007 4:20 pm - DI 106)

Citations Affected: IC 35-48.

Synopsis: Controlled substances. Provides that dealing in cocaine or a narcotic drug within 1,000 feet of a church, synagogue, temple, mosque, or house of worship is a Class A felony.

Effective: July 1, 2007.

Drozda

January 8, 2007, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.
January 18, 2007, amended, reported favorably — Do Pass.

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SB 3—LS 6136/DI 107+



January 19, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 3

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 35-48-4-1, AS AMENDED BY P.L.151-2006, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) A person who:

(1) knowingly or intentionally:

(A) manufactures;

(B) finances the manufacture of;

(C) delivers; or

(D) finances the delivery of;

cocaine or a narcotic drug, pure or adulterated, classified in schedule I or II; or

(2) possesses, with intent to:

(A) manufacture;

(B) finance the manufacture of;

(C) deliver; or

(D) finance the delivery of;

cocaine or a narcotic drug, pure or adulterated, classified in schedule I or II;

SB 3—LS 6136/DI 107+



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commits dealing in cocaine or a narcotic drug, a Class B felony, except as provided in subsection (b).

(b) The offense is a Class A felony if:

(1) the amount of the drug involved weighs three (3) grams or more;

(2) the person:

(A) delivered; or

(B) financed the delivery of;

the drug to a person under eighteen (18) years of age at least three (3) years junior to the person; or

(3) the person manufactured, delivered, or financed the delivery of the drug:

(A) on a school bus; or

(B) in, on, or within one thousand (1,000) feet of:

(i) school property;

(ii) a public park;

(iii) a family housing complex; ~~or~~

(iv) a youth program center; **or**

(v) a church, synagogue, temple, mosque, or house of worship.

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COMMITTEE REPORT

Madam President: The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred Senate Bill No. 3, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 19, after "church" insert ", **synagogue, temple, mosque, or house of worship**".

and when so amended that said bill do pass.

(Reference is to SB 3 as introduced.)

STEELE, Chairperson

Committee Vote: Yeas 6, Nays 5.

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